

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CR 2002-014610

09/15/2004

JUDGE PRO TEM VIRGINIA L. RICHTER

CLERK OF THE COURT
S. Haynes
Deputy

FILED: 09/27/2004

STATE OF ARIZONA

MAYAR M DAIZA

v.

ANDREW CHARLES FREDEN
DOB: 03/09/1971

TAMMY WRAY

APO-SENTENCINGS-CCC
APPEALS-CCC
DISPOSITION CLERK-CSC
RFR

DISPOSITION HEARING - PROBATION REINSTATED WITH REVOCATION
ARRAIGNMENT/VIOLATION HEARING

State's Attorney:	Brett Aspey
Defendant's Attorney:	Tammy Wray
Defendant:	Present

A record of the proceedings is made by CD/videotape in lieu of a court reporter.

The Defendant admits violation of probation for condition 3.

The admission is accepted and entered of record.

The Defendant is advised of the right to disposition hearing within the statutory time limits and the right to a written probation violation report. Defendant and counsel waive these matters.

Disposition proceeds at this time.

LET THE RECORD REFLECT the Petition to Revoke Probation is amended as stated on the record.

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The Court finds Defendant has violated the conditions of probation previously imposed.

IT IS ORDERED suspending imposition of sentence and, under the supervision of the Adult Probation Department (APD), continuing the defendant on probation beginning 04/21/2003:

Count 1
Length of Probation 5 years
With a revised expiration date of 04/02/2008.

Conditions of probation include the following:

Condition 16 - Restitution, Fines, and Fees:

RESTITUTION: Count 1- \$4,537.40 payable \$100.00 per month, beginning 04/01/2005.

PROBATION SERVICE FEE: Count 1 - \$50.00 per month, beginning 04/01/2005.

ASSESSMENTS:

Count 1: Time payment fee pursuant to A.R.S. § 12-116 in the amount of \$20.00.

All amounts payable through the Clerk of the Superior Court.

Condition 17 - Not consume or drink any substance containing alcohol.

Condition 18 - Not have any contact with the victim(s) whatsoever, unless approved in writing by the Adult Probation Department.

Condition 21 - Count 1: Be incarcerated in the county jail for 145 day(s), beginning 09/15/2004 with credit for 0 days served.

Not to be released until 02/07/2005.

Report to the APD within 72 hours of release from jail. Comply with all program rules.

Defendant shall participate in Work Furlough.

Condition 24 - Participate and cooperate in any counseling or assistance as directed by the APD as noted in the Uniform Conditions of Supervised Probation.

Condition 26 - Other: Do not operate a motor vehicle without a valid driver's license.

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IT IS FURTHER ORDERED Defendant be given credit for any monies paid to date.

IT IS ORDERED granting the Motion to Dismiss the allegations of violation of the remaining term(s) as set forth in the Petition to Revoke.

Count(s) 1: IT IS ORDERED remanding Defendant to the custody of the Maricopa County Sheriff.

The written terms and conditions of probation are handed to the Defendant for explanation and signature. The Defendant is advised of the consequences of failure to abide the terms of probation.

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Defendant's thumbprint is permanently affixed to this sentencing order in open court.

/s/ JUDGE PRO TEM VIRGINIA L. RICHTER
JUDICIAL OFFICER OF THE SUPERIOR COURT

(thumbprint)